



1761  
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## PATENT

UNUS #01-0161-UNI  
CASE #F3274(C)

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:	
"Commissioner for Patents" P.O. Box 1450 Alexandria, VA 22313-1450	
on February 10, 2004	February 10, 2004
Gerard J. McGowan, Jr. Reg. No. 29,412	
Date of Signature	

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Spindler et al.  
Serial No.: 10/005,677  
Filed: December 5, 2001  
For: Aerated Compositions, Process and Apparatus for Achieving Such Aerated Compositions  
Group: 1761  
Examiner: Nina Bhatt  
Edgewater, New Jersey 07020

### RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement mailed December 10, 2003, a one month extension of time for response to which is being requested, please consider the following provisional election and remarks.

**Remarks/Arguments** begin on page 3 of this paper.

Provisional Election

Please elect, with traverse, the invention of claims 1 and 2.

**CERTIFICATE OF MAILING**

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P.O. Box 1450  
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on

2/10/04

Date of Signature

GERARD J. MCGOWAN  
Reg. No. 29,412  
Attorney for Applicant(s)

In re application of: Spindler et al.  
Serial No.: 10/005,677  
Filed: December 5, 2001  
For: Aerated Compositions, Process and Apparatus for Achieving Such Aerated Compositions  
Group: 1761  
Examiner: N. Bhatt  
Edgewater, New Jersey 07020

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a restriction requirement in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below.

**CLAIMS AS AMENDED**

	(2) * Claims Remaining After Amendment		(4)** Highest No. Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims		Minus			\$ 18.00	
Independent Claims		Minus			\$ 86.00	
Multiple Claims					\$ 290.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$

\*If the entry in Column (2) is less than the entry in Column (4), write "0" in Column (5).

\*\*If the "Highest No. Previously Paid For" is less than "20," write "20" in this space.

[ ] Charge \$ \_\_\_\_\_ to Deposit Acct. #12-1155. Triplicate copies of this letter are enclosed.

The Commissioner is hereby authorized to charge any additional fees, which may be required to our deposit account No. 12-1155, including all required fees under

- 37 C.F.R. § 1.16;
- 37 C.F.R. § 1.17;
- 37 C.F.R. § 1.18.

Triplicate copies of this letter are enclosed.

  
Gerard J. McGowan  
Attorney of Record  
Reg. #29,412

GJM/pod  
(201) 840-2297